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SAN BERNARDINO and DEPUTY  
CHRISTOPHER ALFRED

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

STEFFON BARBER, an individual,  
Plaintiff,

v.

COUNTY OF SAN BERNARDINO, a  
municipal entity, DEPUTY  
CHRISTOPHER ALFRED; and DOES  
1 through 10, inclusive

Defendants.

Case No. 5:22-cv-00625-KK (SHKx)

**DEFENDANT DEPUTY  
CHRISTOPHER ALFRED'S  
ANSWER TO PLAINTIFF'S  
SECOND AMENDED  
COMPLAINT; DEMAND FOR  
JURY TRIAL**

Pursuant to Rule 8(b) of the Federal Rules of Civil Procedure, Defendant DEPUTY CHRISTOPHER ALFRED ("Defendant") answers the Second Amended Complaint ("Complaint") of Plaintiff STEFFON BARBER ("Plaintiff"). If an averment is not specifically admitted, it is hereby denied.

**ANSWER TO COMPLAINT**

1. Answering Paragraph 1, Defendant lacks sufficient knowledge or information to form a belief concerning the truth of the factual allegations contained therein and on that basis denies such allegations. Paragraph 1 further contains legal conclusions and argument as to which no response is required.

1           2.     Answering Paragraph 2, Defendant admits that this Court has original  
2 jurisdiction. Except as expressly admitted herein, Defendant denies each and every  
3 allegation contained therein.

4           3.     Answering Paragraph 3, Defendant admits that venue is proper before  
5 this Court. Except as expressly admitted herein, Defendant denies each and every  
6 allegation contained therein.

7           4.     Answering Paragraph 4, Defendant lacks sufficient knowledge or  
8 information to form a belief concerning the truth of the factual allegations contained  
9 therein and on that basis denies such allegations.

10          5.     Answering Paragraph 5, Defendant admits that the County of San  
11 Bernardino is a municipal entity in the State of California. Except as expressly  
12 admitted herein, Defendant denies each and every allegation contained therein.

13          6.     Answering Paragraph 6, Defendant admits that the Defendant DEPUTY  
14 CHRISTOPHER ALFRED, was at all relevant times an employee of the County of  
15 San Bernardino. Except as expressly admitted herein, Defendant denies each and  
16 every allegation contained therein.

17          7.     Answering Paragraph 7, Defendant does not have sufficient knowledge,  
18 or information or belief, to enable Defendant to answer the allegations contained  
19 within this paragraph, as stated, and on those grounds deny generally and specifically  
20 each and every allegation contained therein – and Defendant denies all liability and/or  
21 wrongdoing.

22          8.     Answering Paragraph 8, Defendant does not have sufficient knowledge,  
23 or information or belief, to enable Defendant to answer the allegations contained  
24 within this paragraph, as stated, and on those grounds deny generally and specifically  
25 each and every allegation contained therein – and Defendant denies all liability and/or  
26 wrongdoing.

27          9.     Answering Paragraph 9, Defendant does not have sufficient knowledge,  
28 or information or belief, to enable Defendant to answer the allegations contained

1 within this paragraph, as stated, and on those grounds deny generally and specifically  
2 each and every allegation contained therein – and Defendant denies all liability and/or  
3 wrongdoing. Paragraph 9 further contains legal conclusions and argument as to which  
4 no response is required

5 10. Answering Paragraph 10, Defendant does not have sufficient knowledge,  
6 or information or belief, to enable Defendant to answer the allegations contained  
7 within this paragraph, as stated, and on those grounds deny generally and specifically  
8 each and every allegation contained therein – and Defendant denies all liability and/or  
9 wrongdoing.

10 11. Answering Paragraph 11, Defendant does not have sufficient knowledge,  
11 or information or belief, to enable Defendant to answer the allegations contained  
12 within this paragraph, as stated, and on those grounds deny generally and specifically  
13 each and every allegation contained therein – and Defendant denies all liability and/or  
14 wrongdoing.

15 12. Answering Paragraph 12, Defendant does not have sufficient knowledge,  
16 or information or belief, to enable Defendant to answer the allegations contained  
17 within this paragraph, as stated, and on those grounds deny generally and specifically  
18 each and every allegation contained therein – and Defendant denies all liability and/or  
19 wrongdoing.

20 13. Answering Paragraph 13, Defendant does not have sufficient knowledge,  
21 or information or belief, to enable Defendant to answer the allegations contained  
22 within this paragraph, as stated, and on those grounds deny generally and specifically  
23 each and every allegation contained therein – and Defendant denies all liability and/or  
24 wrongdoing.

25 14. Answering Paragraph 14, Defendant does not have sufficient knowledge,  
26 or information or belief, to enable Defendant to answer the allegations contained  
27 within this paragraph, as stated, and on those grounds deny generally and specifically  
28

1 each and every allegation contained therein – and Defendant denies all liability and/or  
2 wrongdoing.

3 15. Answering Paragraph 15, Defendant does not have sufficient knowledge,  
4 or information or belief, to enable Defendant to answer the allegations contained  
5 within this paragraph, as stated, and on those grounds deny generally and specifically  
6 each and every allegation contained therein – and Defendant denies all liability and/or  
7 wrongdoing.

8 16. Answering Paragraph 16, Defendant does not have sufficient knowledge,  
9 or information or belief, to enable Defendant to answer the allegations contained  
10 within this paragraph, as stated, and on those grounds deny generally and specifically  
11 each and every allegation contained therein – and Defendant denies all liability and/or  
12 wrongdoing.

13 17. Answering Paragraph 17, Defendant does not have sufficient knowledge,  
14 or information or belief, to enable Defendant to answer the allegations contained  
15 within this paragraph, as stated, and on those grounds deny generally and specifically  
16 each and every allegation contained therein – and Defendant denies all liability and/or  
17 wrongdoing.

18 18. Answering Paragraph 18, Defendant does not have sufficient knowledge,  
19 or information or belief, to enable Defendant to answer the allegations contained  
20 within this paragraph, as stated, and on those grounds deny generally and specifically  
21 each and every allegation contained therein – and Defendant denies all liability and/or  
22 wrongdoing.

23 19. Answering Paragraph 19, Defendant does not have sufficient knowledge,  
24 or information or belief, to enable Defendant to answer the allegations contained  
25 within this paragraph, as stated, and on those grounds deny generally and specifically  
26 each and every allegation contained therein – and Defendant denies all liability and/or  
27 wrongdoing.

28

1           20. Answering Paragraph 20, Defendant does not have sufficient knowledge,  
2 or information or belief, to enable Defendant to answer the allegations contained  
3 within this paragraph, as stated, and on those grounds deny generally and specifically  
4 each and every allegation contained therein – and Defendant denies all liability and/or  
5 wrongdoing.

6           21. Answering Paragraph 21, Defendant does not have sufficient knowledge,  
7 or information or belief, to enable Defendant to answer the allegations contained  
8 within this paragraph, as stated, and on those grounds deny generally and specifically  
9 each and every allegation contained therein – and Defendant denies all liability and/or  
10 wrongdoing.

11           22. Answering Paragraph 22, Defendant does not have sufficient knowledge,  
12 or information or belief, to enable Defendant to answer the allegations contained  
13 within this paragraph, as stated, and on those grounds deny generally and specifically  
14 each and every allegation contained therein – and Defendant denies all liability and/or  
15 wrongdoing.

16           23. Answering Paragraph 23, Defendant does not have sufficient knowledge,  
17 or information or belief, to enable Defendant to answer the allegations contained  
18 within this paragraph, as stated, and on those grounds deny generally and specifically  
19 each and every allegation contained therein – and Defendant denies all liability and/or  
20 wrongdoing. Paragraph 23 further contains legal conclusions and argument as to  
21 which no response is required.

22           24. Answering Paragraph 24, Defendant repeats, reiterates, and re-alleges all  
23 of the admissions and denials contained in the foregoing Answer which are set forth  
24 to each and every allegation contained in paragraphs 1 through 23 of the Complaint.

25           25. Answering Paragraph 25, Defendant does not have sufficient knowledge,  
26 or information or belief, to enable Defendant to answer the allegations contained  
27 within this paragraph, as stated, and on those grounds deny generally and specifically  
28

1 each and every allegation contained therein – and Defendant denies all liability and/or  
2 wrongdoing.

3       26. Answering Paragraph 26, Defendant does not have sufficient knowledge,  
4 or information or belief, to enable Defendant to answer the allegations contained  
5 within this paragraph, as stated, and on those grounds deny generally and specifically  
6 each and every allegation contained therein – and Defendant denies all liability and/or  
7 wrongdoing.

8       27. Answering Paragraph 27, Defendant does not have sufficient knowledge,  
9 or information or belief, to enable Defendant to answer the allegations contained  
10 within this paragraph, as stated, and on those grounds deny generally and specifically  
11 each and every allegation contained therein – and Defendant denies all liability and/or  
12 wrongdoing.

13       28. Answering Paragraph 28, Defendant does not have sufficient knowledge,  
14 or information or belief, to enable Defendant to answer the allegations contained  
15 within this paragraph, as stated, and on those grounds deny generally and specifically  
16 each and every allegation contained therein – and Defendant denies all liability and/or  
17 wrongdoing.

18       29. Answering Paragraph 29, Defendant does not have sufficient knowledge,  
19 or information or belief, to enable Defendant to answer the allegations contained  
20 within this paragraph, as stated, and on those grounds deny generally and specifically  
21 each and every allegation contained therein – and Defendant denies all liability and/or  
22 wrongdoing.

23       30. Answering Paragraph 30, Defendant does not have sufficient knowledge,  
24 or information or belief, to enable Defendant to answer the allegations contained  
25 within this paragraph, as stated, and on those grounds deny generally and specifically  
26 each and every allegation contained therein – and Defendant denies all liability and/or  
27 wrongdoing.

28

1           31. Answering Paragraph 31, Defendant does not have sufficient knowledge,  
2 or information or belief, to enable Defendant to answer the allegations contained  
3 within this paragraph, as stated, and on those grounds deny generally and specifically  
4 each and every allegation contained therein – and Defendant denies all liability and/or  
5 wrongdoing.

6           32. Answering Paragraph 32, Defendant does not have sufficient knowledge,  
7 or information or belief, to enable Defendant to answer the allegations contained  
8 within this paragraph, as stated, and on those grounds deny generally and specifically  
9 each and every allegation contained therein – and Defendant denies all liability and/or  
10 wrongdoing.

11           33. Answering Paragraph 33, Defendant does not have sufficient knowledge,  
12 or information or belief, to enable Defendant to answer the allegations contained  
13 within this paragraph, as stated, and on those grounds deny generally and specifically  
14 each and every allegation contained therein – and Defendant denies all liability and/or  
15 wrongdoing.

16           34. Answering Paragraph 34, Defendant does not have sufficient knowledge,  
17 or information or belief, to enable Defendant to answer the allegations contained  
18 within this paragraph, as stated, and on those grounds deny generally and specifically  
19 each and every allegation contained therein – and Defendant denies all liability and/or  
20 wrongdoing.

21           35. Answering Paragraph 35, Defendant does not have sufficient knowledge,  
22 or information or belief, to enable Defendant to answer the allegations contained  
23 within this paragraph, as stated, and on those grounds deny generally and specifically  
24 each and every allegation contained therein – and Defendant denies all liability and/or  
25 wrongdoing.

26           36. Answering Paragraph 36, Defendant does not have sufficient knowledge,  
27 or information or belief, to enable Defendant to answer the allegations contained  
28 within this paragraph, as stated, and on those grounds deny generally and specifically



1 each and every allegation contained therein – and Defendant denies all liability and/or  
2 wrongdoing.

3 37. Answering Paragraph 37, Defendant does not have sufficient knowledge,  
4 or information or belief, to enable Defendant to answer the allegations contained  
5 within this paragraph, as stated, and on those grounds deny generally and specifically  
6 each and every allegation contained therein – and Defendant denies all liability and/or  
7 wrongdoing.

8 38. Answering Paragraph 38, Defendant does not have sufficient knowledge,  
9 or information or belief, to enable Defendant to answer the allegations contained  
10 within this paragraph, as stated, and on those grounds deny generally and specifically  
11 each and every allegation contained therein – and Defendant denies all liability and/or  
12 wrongdoing.

13 39. Answering Paragraph 39, Defendant does not have sufficient knowledge,  
14 or information or belief, to enable Defendant to answer the allegations contained  
15 within this paragraph, as stated, and on those grounds deny generally and specifically  
16 each and every allegation contained therein – and Defendant denies all liability and/or  
17 wrongdoing.

18 40. Answering Paragraph 40, Defendant does not have sufficient knowledge,  
19 or information or belief, to enable Defendant to answer the allegations contained  
20 within this paragraph, as stated, and on those grounds deny generally and specifically  
21 each and every allegation contained therein – and Defendant denies all liability and/or  
22 wrongdoing.

23 41. Answering Paragraph 41, Defendant does not have sufficient knowledge,  
24 or information or belief, to enable Defendant to answer the allegations contained  
25 within this paragraph, as stated, and on those grounds deny generally and specifically  
26 each and every allegation contained therein – and Defendant denies all liability and/or  
27 wrongdoing.

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1           42. Answering Paragraph 42, Defendant does not have sufficient knowledge,  
2 or information or belief, to enable Defendant to answer the allegations contained  
3 within this paragraph, as stated, and on those grounds deny generally and specifically  
4 each and every allegation contained therein – and Defendant denies all liability and/or  
5 wrongdoing.

6           43. Answering Paragraph 43, Defendant does not have sufficient knowledge,  
7 or information or belief, to enable Defendant to answer the allegations contained  
8 within this paragraph, as stated, and on those grounds deny generally and specifically  
9 each and every allegation contained therein – and Defendant denies all liability and/or  
10 wrongdoing.

11           44. Answering Paragraph 44, Defendant does not have sufficient knowledge,  
12 or information or belief, to enable Defendant to answer the allegations contained  
13 within this paragraph, as stated, and on those grounds deny generally and specifically  
14 each and every allegation contained therein – and Defendant denies all liability and/or  
15 wrongdoing.

16           45. Answering Paragraph 45, Defendant does not have sufficient knowledge,  
17 or information or belief, to enable Defendant to answer the allegations contained  
18 within this paragraph, as stated, and on those grounds deny generally and specifically  
19 each and every allegation contained therein – and Defendant denies all liability and/or  
20 wrongdoing.

21           46. Answering Paragraph 46, Defendant does not have sufficient knowledge,  
22 or information or belief, to enable Defendant to answer the allegations contained  
23 within this paragraph, as stated, and on those grounds deny generally and specifically  
24 each and every allegation contained therein – and Defendant denies all liability and/or  
25 wrongdoing.

26           47. Answering Paragraph 47 Defendant repeats, reiterates, and re-alleges all  
27 of the admissions and denials contained in the foregoing Answer which are set forth  
28 to each and every allegation contained in paragraphs 1 through 46 of the Complaint.

1           48. Answering Paragraph 48, Defendant does not have sufficient knowledge,  
2 or information or belief, to enable Defendant to answer the allegations contained  
3 within this paragraph, as stated, and on those grounds deny generally and specifically  
4 each and every allegation contained therein – and Defendant denies all liability and/or  
5 wrongdoing.

6           49. Answering Paragraph 49, Defendant does not have sufficient knowledge,  
7 or information or belief, to enable Defendant to answer the allegations contained  
8 within this paragraph, as stated, and on those grounds deny generally and specifically  
9 each and every allegation contained therein – and Defendant denies all liability and/or  
10 wrongdoing.

11           50. Answering Paragraph 50, Defendant does not have sufficient knowledge,  
12 or information or belief, to enable Defendant to answer the allegations contained  
13 within this paragraph, as stated, and on those grounds deny generally and specifically  
14 each and every allegation contained therein – and Defendant denies all liability and/or  
15 wrongdoing.

16           51. Answering Paragraph 51, Defendant does not have sufficient knowledge,  
17 or information or belief, to enable Defendant to answer the allegations contained  
18 within this paragraph, as stated, and on those grounds deny generally and specifically  
19 each and every allegation contained therein – and Defendant denies all liability and/or  
20 wrongdoing.

21           52. Answering Paragraph 52, including subsections (a) – (g), Defendant does  
22 not have sufficient knowledge, or information or belief, to enable Defendant to answer  
23 the allegations contained within this paragraph, as stated, and on those grounds deny  
24 generally and specifically each and every allegation contained therein – and  
25 Defendant denies all liability and/or wrongdoing.

26           53. Answering Paragraph 53, Defendant does not have sufficient knowledge,  
27 or information or belief, to enable Defendant to answer the allegations contained  
28 within this paragraph, as stated, and on those grounds deny generally and specifically

1 each and every allegation contained therein – and Defendant denies all liability and/or  
2 wrongdoing.

3 54. Answering Paragraph 54, Defendant does not have sufficient knowledge,  
4 or information or belief, to enable Defendant to answer the allegations contained  
5 within this paragraph, as stated, and on those grounds deny generally and specifically  
6 each and every allegation contained therein – and Defendant denies all liability and/or  
7 wrongdoing.

8 55. Answering Paragraph 55, Defendant does not have sufficient knowledge,  
9 or information or belief, to enable Defendant to answer the allegations contained  
10 within this paragraph, as stated, and on those grounds deny generally and specifically  
11 each and every allegation contained therein – and Defendant denies all liability and/or  
12 wrongdoing.

13 56. Answering Paragraph 56, Defendant does not have sufficient knowledge,  
14 or information or belief, to enable Defendant to answer the allegations contained  
15 within this paragraph, as stated, and on those grounds deny generally and specifically  
16 each and every allegation contained therein – and Defendant denies all liability and/or  
17 wrongdoing.

18 57. Answering Paragraph 57, Defendant does not have sufficient knowledge,  
19 or information or belief, to enable Defendant to answer the allegations contained  
20 within this paragraph, as stated, and on those grounds deny generally and specifically  
21 each and every allegation contained therein – and Defendant denies all liability and/or  
22 wrongdoing.

23 58. Answering Paragraph 58, Defendant does not have sufficient knowledge,  
24 or information or belief, to enable Defendant to answer the allegations contained  
25 within this paragraph, as stated, and on those grounds deny generally and specifically  
26 each and every allegation contained therein – and Defendant denies all liability and/or  
27 wrongdoing.

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1           59. Answering Paragraph 59, Defendant does not have sufficient knowledge,  
2 or information or belief, to enable Defendant to answer the allegations contained  
3 within this paragraph, as stated, and on those grounds deny generally and specifically  
4 each and every allegation contained therein – and Defendant denies all liability and/or  
5 wrongdoing.

6           60. Answering Paragraph 60, Defendant does not have sufficient knowledge,  
7 or information or belief, to enable Defendant to answer the allegations contained  
8 within this paragraph, as stated, and on those grounds deny generally and specifically  
9 each and every allegation contained therein – and Defendant denies all liability and/or  
10 wrongdoing.

11           61. Answering Paragraph 61, Defendant does not have sufficient knowledge,  
12 or information or belief, to enable Defendant to answer the allegations contained  
13 within this paragraph, as stated, and on those grounds deny generally and specifically  
14 each and every allegation contained therein – and Defendant denies all liability and/or  
15 wrongdoing.

16           62. Answering Paragraph 62, Defendant repeats, reiterates, and re-alleges all  
17 of the admissions and denials contained in the foregoing Answer which are set forth  
18 to each and every allegation contained in paragraphs 1 through 61 of the Complaint.

19           63. Answering Paragraph 63, Defendant does not have sufficient knowledge,  
20 or information or belief, to enable Defendant to answer the allegations contained  
21 within this paragraph, as stated, and on those grounds deny generally and specifically  
22 each and every allegation contained therein – and Defendant denies all liability and/or  
23 wrongdoing.

24           64. Answering Paragraph 64, Defendant does not have sufficient knowledge,  
25 or information or belief, to enable Defendant to answer the allegations contained  
26 within this paragraph, as stated, and on those grounds deny generally and specifically  
27 each and every allegation contained therein – and Defendant denies all liability and/or  
28 wrongdoing.

1           65. Answering Paragraph 65, Defendant does not have sufficient knowledge,  
2 or information or belief, to enable Defendant to answer the allegations contained  
3 within this paragraph, as stated, and on those grounds deny generally and specifically  
4 each and every allegation contained therein – and Defendant denies all liability and/or  
5 wrongdoing.

6           66. Answering Paragraph 66, Defendant does not have sufficient knowledge,  
7 or information or belief, to enable Defendant to answer the allegations contained  
8 within this paragraph, as stated, and on those grounds deny generally and specifically  
9 each and every allegation contained therein – and Defendant denies all liability and/or  
10 wrongdoing.

11           67. Answering Paragraph 67, Defendant does not have sufficient knowledge,  
12 or information or belief, to enable Defendant to answer the allegations contained  
13 within this paragraph, as stated, and on those grounds deny generally and specifically  
14 each and every allegation contained therein – and Defendant denies all liability and/or  
15 wrongdoing.

16           68. Answering Paragraph 68, Defendant does not have sufficient knowledge,  
17 or information or belief, to enable Defendant to answer the allegations contained  
18 within this paragraph, as stated, and on those grounds deny generally and specifically  
19 each and every allegation contained therein – and Defendant denies all liability and/or  
20 wrongdoing.

21           69. Answering Paragraph 69, Defendant does not have sufficient knowledge,  
22 or information or belief, to enable Defendant to answer the allegations contained  
23 within this paragraph, as stated, and on those grounds deny generally and specifically  
24 each and every allegation contained therein – and Defendant denies all liability and/or  
25 wrongdoing.

26           70. Answering Paragraph 70, Defendant does not have sufficient knowledge,  
27 or information or belief, to enable Defendant to answer the allegations contained  
28 within this paragraph, as stated, and on those grounds deny generally and specifically

1 each and every allegation contained therein – and Defendant denies all liability and/or  
2 wrongdoing.

3 71. Answering Paragraph 71, Defendant does not have sufficient knowledge,  
4 or information or belief, to enable Defendant to answer the allegations contained  
5 within this paragraph, as stated, and on those grounds deny generally and specifically  
6 each and every allegation contained therein – and Defendant denies all liability and/or  
7 wrongdoing.

8 72. Answering Paragraph 72, Defendant does not have sufficient knowledge,  
9 or information or belief, to enable Defendant to answer the allegations contained  
10 within this paragraph, as stated, and on those grounds deny generally and specifically  
11 each and every allegation contained therein – and Defendant denies all liability and/or  
12 wrongdoing.

13 73. Answering Paragraph 73, Defendant does not have sufficient knowledge,  
14 or information or belief, to enable Defendant to answer the allegations contained  
15 within this paragraph, as stated, and on those grounds deny generally and specifically  
16 each and every allegation contained therein – and Defendant denies all liability and/or  
17 wrongdoing.

18 74. Answering Paragraph 74, Defendant does not have sufficient knowledge,  
19 or information or belief, to enable Defendant to answer the allegations contained  
20 within this paragraph, as stated, and on those grounds deny generally and specifically  
21 each and every allegation contained therein – and Defendant denies all liability and/or  
22 wrongdoing.

23 75. Answering Paragraph 75, Defendant does not have sufficient knowledge,  
24 or information or belief, to enable Defendant to answer the allegations contained  
25 within this paragraph, as stated, and on those grounds deny generally and specifically  
26 each and every allegation contained therein – and Defendant denies all liability and/or  
27 wrongdoing.

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1           76. Answering Paragraph 76, Defendant does not have sufficient knowledge,  
2 or information or belief, to enable Defendant to answer the allegations contained  
3 within this paragraph, as stated, and on those grounds deny generally and specifically  
4 each and every allegation contained therein – and Defendant denies all liability and/or  
5 wrongdoing.

6           77. Answering Paragraph 77, Defendant does not have sufficient knowledge,  
7 or information or belief, to enable Defendant to answer the allegations contained  
8 within this paragraph, as stated, and on those grounds deny generally and specifically  
9 each and every allegation contained therein – and Defendant denies all liability and/or  
10 wrongdoing.

11           78. Answering Paragraph 78, Defendant does not have sufficient knowledge,  
12 or information or belief, to enable Defendant to answer the allegations contained  
13 within this paragraph, as stated, and on those grounds deny generally and specifically  
14 each and every allegation contained therein – and Defendant denies all liability and/or  
15 wrongdoing.

16           79. Answering Paragraph 79, Defendant does not have sufficient knowledge,  
17 or information or belief, to enable Defendant to answer the allegations contained  
18 within this paragraph, as stated, and on those grounds deny generally and specifically  
19 each and every allegation contained therein – and Defendant denies all liability and/or  
20 wrongdoing.

21           80. Answering Paragraph 80, Defendant does not have sufficient knowledge,  
22 or information or belief, to enable Defendant to answer the allegations contained  
23 within this paragraph, as stated, and on those grounds deny generally and specifically  
24 each and every allegation contained therein – and Defendant denies all liability and/or  
25 wrongdoing.

26           81. Answering Paragraph 81, Defendant repeats, reiterates, and re-alleges all  
27 of the admissions and denials contained in the foregoing Answer which are set forth  
28 to each and every allegation contained in paragraphs 1 through 80 of the Complaint.



1           82. Answering Paragraph 82, Defendant does not have sufficient knowledge,  
2 or information or belief, to enable Defendant to answer the allegations contained  
3 within this paragraph, as stated, and on those grounds deny generally and specifically  
4 each and every allegation contained therein – and Defendant denies all liability and/or  
5 wrongdoing.

6           83. Answering Paragraph 83, Defendant does not have sufficient knowledge,  
7 or information or belief, to enable Defendant to answer the allegations contained  
8 within this paragraph, as stated, and on those grounds deny generally and specifically  
9 each and every allegation contained therein – and Defendant denies all liability and/or  
10 wrongdoing.

11           84. Answering Paragraph 84, Defendant does not have sufficient knowledge,  
12 or information or belief, to enable Defendant to answer the allegations contained  
13 within this paragraph, as stated, and on those grounds deny generally and specifically  
14 each and every allegation contained therein – and Defendant denies all liability and/or  
15 wrongdoing.

16           85. Answering Paragraph 85, Defendant does not have sufficient knowledge,  
17 or information or belief, to enable Defendant to answer the allegations contained  
18 within this paragraph, as stated, and on those grounds deny generally and specifically  
19 each and every allegation contained therein – and Defendant denies all liability and/or  
20 wrongdoing.

21           86. Answering Paragraph 86, Defendant does not have sufficient knowledge,  
22 or information or belief, to enable Defendant to answer the allegations contained  
23 within this paragraph, as stated, and on those grounds deny generally and specifically  
24 each and every allegation contained therein – and Defendant denies all liability and/or  
25 wrongdoing.

26           87. Answering Paragraph 87, Defendant does not have sufficient knowledge,  
27 or information or belief, to enable Defendant to answer the allegations contained  
28 within this paragraph, as stated, and on those grounds deny generally and specifically

1 each and every allegation contained therein – and Defendant denies all liability and/or  
2 wrongdoing.

3 88. Answering Paragraph 88, Defendant does not have sufficient knowledge,  
4 or information or belief, to enable Defendant to answer the allegations contained  
5 within this paragraph, as stated, and on those grounds deny generally and specifically  
6 each and every allegation contained therein – and Defendant denies all liability and/or  
7 wrongdoing.

8 89. Answering Paragraph 89, Defendant does not have sufficient knowledge,  
9 or information or belief, to enable Defendant to answer the allegations contained  
10 within this paragraph, as stated, and on those grounds deny generally and specifically  
11 each and every allegation contained therein – and Defendant denies all liability and/or  
12 wrongdoing.

13 90. Answering Paragraph 90, Defendant does not have sufficient knowledge,  
14 or information or belief, to enable Defendant to answer the allegations contained  
15 within this paragraph, as stated, and on those grounds deny generally and specifically  
16 each and every allegation contained therein – and Defendant denies all liability and/or  
17 wrongdoing.

18 91. Answering Paragraph 91, Defendant does not have sufficient knowledge,  
19 or information or belief, to enable Defendant to answer the allegations contained  
20 within this paragraph, as stated, and on those grounds deny generally and specifically  
21 each and every allegation contained therein – and Defendant denies all liability and/or  
22 wrongdoing.

23 92. Answering Paragraph 92, Defendant does not have sufficient knowledge,  
24 or information or belief, to enable Defendant to answer the allegations contained  
25 within this paragraph, as stated, and on those grounds deny generally and specifically  
26 each and every allegation contained therein – and Defendant denies all liability and/or  
27 wrongdoing.

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1           93. Answering Paragraph 93, Defendant does not have sufficient knowledge,  
2 or information or belief, to enable Defendant to answer the allegations contained  
3 within this paragraph, as stated, and on those grounds deny generally and specifically  
4 each and every allegation contained therein – and Defendant denies all liability and/or  
5 wrongdoing.

6           94. Answering Paragraph 94, Defendant does not have sufficient knowledge,  
7 or information or belief, to enable Defendant to answer the allegations contained  
8 within this paragraph, as stated, and on those grounds deny generally and specifically  
9 each and every allegation contained therein – and Defendant denies all liability and/or  
10 wrongdoing.

11           95. Answering Paragraph 95, Defendant does not have sufficient knowledge,  
12 or information or belief, to enable Defendant to answer the allegations contained  
13 within this paragraph, as stated, and on those grounds deny generally and specifically  
14 each and every allegation contained therein – and Defendant denies all liability and/or  
15 wrongdoing.

16           96. Answering Paragraph 96, Defendant does not have sufficient knowledge,  
17 or information or belief, to enable Defendant to answer the allegations contained  
18 within this paragraph, as stated, and on those grounds deny generally and specifically  
19 each and every allegation contained therein – and Defendant denies all liability and/or  
20 wrongdoing.

21           97. Answering Paragraph 97, Defendant does not have sufficient knowledge,  
22 or information or belief, to enable Defendant to answer the allegations contained  
23 within this paragraph, as stated, and on those grounds deny generally and specifically  
24 each and every allegation contained therein – and Defendant denies all liability and/or  
25 wrongdoing.

26           98. Answering Paragraph 98, Defendant does not have sufficient knowledge,  
27 or information or belief, to enable Defendant to answer the allegations contained  
28 within this paragraph, as stated, and on those grounds deny generally and specifically

1 each and every allegation contained therein – and Defendant denies all liability and/or  
2 wrongdoing.

3 99. Answering Paragraph 99, Defendant does not have sufficient knowledge,  
4 or information or belief, to enable Defendant to answer the allegations contained  
5 within this paragraph, as stated, and on those grounds deny generally and specifically  
6 each and every allegation contained therein – and Defendant denies all liability and/or  
7 wrongdoing.

8 100. Answering Paragraph 100, Defendant does not have sufficient  
9 knowledge, or information or belief, to enable Defendant to answer the allegations  
10 contained within this paragraph, as stated, and on those grounds deny generally and  
11 specifically each and every allegation contained therein – and Defendant denies all  
12 liability and/or wrongdoing.

13 101. Answering Paragraph 101, Defendant repeats, reiterates, and re-alleges  
14 all of the admissions and denials contained in the foregoing Answer which are set  
15 forth to each and every allegation contained in paragraphs 1 through 100 of the  
16 Complaint.

17 102. Answering Paragraph 102, Defendant does not have sufficient  
18 knowledge, or information or belief, to enable Defendant to answer the allegations  
19 contained within this paragraph, as stated, and on those grounds deny generally and  
20 specifically each and every allegation contained therein – and Defendant denies all  
21 liability and/or wrongdoing.

22 103. Answering Paragraph 103, Defendant does not have sufficient  
23 knowledge, or information or belief, to enable Defendant to answer the allegations  
24 contained within this paragraph, as stated, and on those grounds deny generally and  
25 specifically each and every allegation contained therein – and Defendant denies all  
26 liability and/or wrongdoing.

27 104. Answering Paragraph 104, Defendant does not have sufficient  
28 knowledge, or information or belief, to enable Defendant to answer the allegations

1 contained within this paragraph, as stated, and on those grounds deny generally and  
2 specifically each and every allegation contained therein – and Defendant denies all  
3 liability and/or wrongdoing.

4 105. Answering Paragraph 105, Defendant does not have sufficient  
5 knowledge, or information or belief, to enable Defendant to answer the allegations  
6 contained within this paragraph, as stated, and on those grounds deny generally and  
7 specifically each and every allegation contained therein – and Defendant denies all  
8 liability and/or wrongdoing.

9 106. Answering Paragraph 106, Defendant does not have sufficient  
10 knowledge, or information or belief, to enable Defendant to answer the allegations  
11 contained within this paragraph, as stated, and on those grounds deny generally and  
12 specifically each and every allegation contained therein – and Defendant denies all  
13 liability and/or wrongdoing.

14 107. Answering Paragraph 107, Defendant does not have sufficient  
15 knowledge, or information or belief, to enable Defendant to answer the allegations  
16 contained within this paragraph, as stated, and on those grounds deny generally and  
17 specifically each and every allegation contained therein – and Defendant denies all  
18 liability and/or wrongdoing.

19 108. Answering Paragraph 108, Defendant repeats, reiterates, and re-alleges  
20 all of the admissions and denials contained in the foregoing Answer which are set  
21 forth to each and every allegation contained in paragraphs 1 through 107 of the  
22 Complaint.

23 109. Answering Paragraph 109, Defendant does not have sufficient  
24 knowledge, or information or belief, to enable Defendant to answer the allegations  
25 contained within this paragraph, as stated, and on those grounds deny generally and  
26 specifically each and every allegation contained therein – and Defendant denies all  
27 liability and/or wrongdoing.

28

1 110. Answering Paragraph 110, Defendant does not have sufficient  
2 knowledge, or information or belief, to enable Defendant to answer the allegations  
3 contained within this paragraph, as stated, and on those grounds deny generally and  
4 specifically each and every allegation contained therein – and Defendant denies all  
5 liability and/or wrongdoing.

6 111. Answering Paragraph 111, Defendant does not have sufficient  
7 knowledge, or information or belief, to enable Defendant to answer the allegations  
8 contained within this paragraph, as stated, and on those grounds deny generally and  
9 specifically each and every allegation contained therein – and Defendant denies all  
10 liability and/or wrongdoing.

11 112. Answering Paragraph 112, Defendant does not have sufficient  
12 knowledge, or information or belief, to enable Defendant to answer the allegations  
13 contained within this paragraph, as stated, and on those grounds deny generally and  
14 specifically each and every allegation contained therein – and Defendant denies all  
15 liability and/or wrongdoing.

16 113. Answering Paragraph 113, Defendant does not have sufficient  
17 knowledge, or information or belief, to enable Defendant to answer the allegations  
18 contained within this paragraph, as stated, and on those grounds deny generally and  
19 specifically each and every allegation contained therein – and Defendant denies all  
20 liability and/or wrongdoing.

21 114. Answering Paragraph 114, Defendant does not have sufficient  
22 knowledge, or information or belief, to enable Defendant to answer the allegations  
23 contained within this paragraph, as stated, and on those grounds deny generally and  
24 specifically each and every allegation contained therein – and Defendant denies all  
25 liability and/or wrongdoing.

26 115. Answering Paragraph 115, Defendant does not have sufficient  
27 knowledge, or information or belief, to enable Defendant to answer the allegations  
28 contained within this paragraph, as stated, and on those grounds deny generally and

1 specifically each and every allegation contained therein – and Defendant denies all  
2 liability and/or wrongdoing.

3 116. Answering Paragraph 116, Defendant does not have sufficient  
4 knowledge, or information or belief, to enable Defendant to answer the allegations  
5 contained within this paragraph, as stated, and on those grounds deny generally and  
6 specifically each and every allegation contained therein – and Defendant denies all  
7 liability and/or wrongdoing.

8 117. Answering Plaintiff's Prayer for Relief, including subsections (1) – (8),  
9 Defendants deny all liability to Plaintiff, including, but not limited to, all liability for  
10 any and all damages of any kind (general, special, statutory, or punitive); costs of  
11 any kind; attorneys' fees and expenses; interest; mental, emotional, physical past,  
12 present, or future pain and suffering; medical care costs; or for any relief of any kind  
13 from Defendants to Plaintiff.

14 118. To the extent Plaintiff asserts any other claims or contentions not  
15 specifically addressed herein above, Defendant generally and specifically denies  
16 each and every remaining allegation and/or claim.

17 **AFFIRMATIVE DEFENSES**

18 1. As separate and affirmative defenses, Defendant alleges as follows:

19 **FIRST AFFIRMATIVE DEFENSE**

20 **(Tort Claims Act Violation)**

21 2. This action is barred by the Plaintiff's failure to comply with the  
22 government tort claims presentation requirements, California Government Code §  
23 900, *et seq.*, including but not limited to §§ 900, 900.4, 901, 905, 905.2, 910, 911,  
24 911.2, 911.4, 945.4, 945.6, 946.6, 950.2, and 950.6, to the extent applicable.

25 **SECOND AFFIRMATIVE DEFENSE**

26 **(Waiver, Estoppel, Unclean Hands)**

27 3. Defendants allege that Plaintiff's actions are barred by reason of conduct,  
28 actions and inactions of plaintiffs which amount to and constitutes a waiver of any



1 right plaintiffs may or might have had in reference to the matters and things alleged  
2 in the Complaint, or that otherwise estop plaintiffs from recovery in this action,  
3 including but not limited to the doctrine of unclean hands.

4 **THIRD AFFIRMATIVE DEFENSE**

5 **(Failure to Mitigate Damages)**

6 4. Plaintiff's claims are barred or limited to the extent Plaintiff failed to  
7 mitigate plaintiffs' injuries or damages, if there were any. Plaintiff has failed to  
8 mitigate the damages, if any, which Plaintiff has sustained, and to exercise reasonable  
9 care to avoid the consequences of harms, if any, in that, among other things, Plaintiff  
10 has failed to use reasonable diligence in caring for any injuries, failed to use  
11 reasonable means to prevent aggravation of any injuries, and failed to take reasonable  
12 precautions to reduce any injuries and damages.

13 **FOURTH AFFIRMATIVE DEFENSE**

14 **(Contributory and/or Comparative Liability)**

15 5. Plaintiff's claims are barred or limited by Plaintiff's  
16 contributory/comparative negligence or other conduct, acts, or omissions, and to the  
17 extent the plaintiffs suffered any injury or damages, it was the result of Plaintiff's own  
18 negligent or deliberate actions or omissions.

19 6. Plaintiff's recovery is barred because any injury or damage suffered by  
20 Plaintiff was caused solely by reason of the Plaintiff's wrongful acts and conduct and  
21 the willful resistance to a peace officer in the discharge their duties. The conduct set  
22 forth in the Complaint, if and to the extent it occurred, was privileged and justified  
23 and done with a good faith belief that it was correct and no action may be taken against  
24 the answering Defendants on account of such conduct.

25 **FIFTH AFFIRMATIVE DEFENSE**

26 **(Public Entity/Employee Immunity for Discretionary Acts)**

27 7. There is no liability for any injury or damages, if any there were,  
28 resulting from an exercise of discretion vested in a public employee, whether or not

1 such discretion be abused. Gov. Code § 815.2, 820.2, 820.4, 820.8, 820 *et seq.*

2 8. Plaintiff's recovery is barred because public entities and employees are  
3 immune from liability for discharging their mandatory duties with reasonable  
4 diligence.

5 9. Plaintiff's recovery is barred because public entities and employees are  
6 immune from liability for any injury caused by the act or omission of another  
7 person. Gov. Code §§ 815 *et. seq.*, 820 *et. seq.*

8 10. Defendant(s) are immune for any detriment resulting from any of their  
9 actions or omissions at the time of the incident of which plaintiffs complain pursuant  
10 to Government Code § 810 *et seq.*, 815 *et seq.*, 820 *et seq.*, and 845 *et seq.*, including,  
11 but not limited to, §§ 810, 810.2, 810.4, 810.6, 810.8, 811, 811.2, 811.4, 811.6, 811.8,  
12 820.6, 820.8, 821, 821.2, 821.4, 821.6, 821.8, 822.2, 830.5, 830.6, 835.4, 844.6, and  
13 Government Code §§ 854, *et seq.*, including, but not limited to, §§ 845.6, 845.8,  
14 854.8(a)(2), and §§ 855.4, 855.6, 855.8 and 856.4.

15 **SIXTH AFFIRMATIVE DEFENSE**

16 **(Qualified Immunity & Good Faith Immunity)**

17 11. Defendant(s) at all times relevant to this action acted reasonably and  
18 prudently under the circumstances. Defendant(s) therefore assert Qualified Immunity  
19 from liability for the individual defendants to the fullest extent applicable.

20 12. Defendant(s) are immune from liability under the Federal Civil Rights  
21 Act because they acted in good faith with an honest and reasonable belief that their  
22 actions were necessary and appropriate. Defendant(s) are immune from liability  
23 under the Federal Civil Rights Act because a reasonable police officer could believe  
24 that his acts and conduct were appropriate. Defendant(s) are immune from liability  
25 under the Federal Civil Rights Act because their conduct did not violate clearly  
26 established constitutional rights of which a reasonable person would have known.

27 13. At all relevant times, Defendant(s) acted within the scope of discretion,  
28 with due care, and good faith fulfillment of responsibilities pursuant to applicable

1 statutes, rules and regulation, within the bounds of reason, and with the good faith  
2 belief that their actions comported with all applicable federal and state laws.

3 **SEVENTH AFFIRMATIVE DEFENSE**

4 **(Assumption of Risk)**

5 14. At the time and place referred to in the Complaint, and before such event,  
6 Plaintiff knew, appreciated, and understood each and every risk involved in placing  
7 himself in the position which plaintiff then assumed, and willingly, knowingly and  
8 voluntarily assumed each of such risks, including, but not limited to, the risk of  
9 suffering personal bodily injury and/or lawful deprivation of right(s).

10 **EIGHTH AFFIRMATIVE DEFENSE**

11 15. To the extent that the Complaint attempts to predicate liability upon the  
12 public entity defendant or any employees thereof for purported negligence in  
13 retention, hiring, employment, training, or supervision of any public employee, such  
14 liability is barred by Government Code §§ 815.2 and 820.2 and *Herndon v. County of*  
15 *Marin* (1972) 25 Cal. App. 3d 933, 935, 936, *rev'd on other grounds by Sullivan v.*  
16 *County of Los Angeles* (1974) 12 Cal.3d 710; and by the lack of any duty running to  
17 plaintiffs; and by the fact that any such purported act or omission is governed  
18 exclusively by statute and is outside the purview of any public employees' authority;  
19 and by the failure of any such acts or omissions to be the proximate or legal cause of  
20 any injury alleged in the SAC. *See de Villers v. County of San Diego*, 156 Cal.App.4th  
21 238, 251-253, 255-256 (2007).

22 **NINTH AFFIRMATIVE DEFENSE**

23 16. The defendant(s) may not be held liable on a *respondeat superior* theory  
24 for any negligent or wrongful act or omission on the part of any subordinate. Cal.  
25 Govt. Code §§ 844.6, 845.6; Cal. Civil Code § 2351; *Malloy v. Fong* (1951) 37 Cal.2d  
26 356, 378-379; *Monell v. Department of Social Services of the City of New York* (1978)  
27 436 U.S. 658; *Larez v. City of Los Angeles* (9th Cir. 1991) 946 F.2d 630, 645-646; *cf.*  
28 *City of Canton v. Harris*, 489 U.S. 378, 388-389 (1989); *City of Los Angeles v. Heller*,

1 475 U.S. 796 (1986).

2 **TENTH AFFIRMATIVE DEFENSE**

3 17. The Plaintiff's claims related to a peace officer's use of force are barred  
4 because a peace officer making a detention or arrest need not retreat in the face of  
5 resistance and cannot be deemed to be the aggressor or lose their right to self-defense  
6 and/or defense of others by using force.

7 18. Defendant(s) contend that they cannot fully anticipate all affirmative  
8 defenses that may be applicable to this action based on the conclusory terms used in  
9 plaintiff's Complaint. Accordingly, Defendant expressly reserves the right to assert  
10 additional affirmative defenses if and to the extent that such affirmative defenses  
11 become applicable.

12 **PRAYER FOR RELIEF**

13 WHEREFORE, Defendant prays for relief as follows:

- 14 1. That the Complaint be dismissed, with prejudice and in its entirety;  
15 2. That Plaintiff take nothing by reason of this Complaint and that judgment  
16 be entered against Plaintiff and in favor of Defendants;  
17 3. That Defendant be awarded attorneys' fees and costs incurred in  
18 defending this action; and  
19 4. That Defendant be granted such other and further relief as the Court may  
20 deem just and proper.

21  
22 DATED: July 16, 2025

**MANNING & KASS**  
**ELLROD, RAMIREZ, TRESTER LLP**

23  
24  
25 By: /s/ Kayleigh A. Andersen  
26 Eugene P. Ramirez, Esq.  
27 Kayleigh A. Andersen, Esq.  
28 Attorneys for Defendants, COUNTY OF  
SAN BERNARDINO and DEPUTY  
CHRISTOPHER ALFRED

**DEMAND FOR JURY TRIAL**

Defendant, Deputy Christopher Alfred, hereby demands trial of this matter by jury.

DATED: July 16, 2025

**MANNING & KASS  
ELLROD, RAMIREZ, TRESTER LLP**

By: /s/ Kayleigh A. Andersen  
Eugene P. Ramirez, Esq.  
Kayleigh A. Andersen, Esq.  
Attorneys for Defendants, COUNTY OF  
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ATTORNEYS AT LAW